GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Higher Education Department – Sri D. Rama Sudhakara Ganga Swamy, Senior Lecturer in Physics, Government Polytechnic, Amadalavalasa, Srikakulam District - Relaxation from passing of P.G. in 1st Class for the purpose of promotion to the post of Head of Section – Orders –Issued.

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HIGHER EDUCATION (TE) DEPARTMENT

G.O.Rt.No. 14 Dated: 01.02.2018.

Read the following:-

1. Orders of Hon'ble A.P. Administrative Tribunal, Hyderabad, in O.A. No.744/2017, Dt.23.3.2017 filed by Sri D. Rama Sudhakara Ganga Swamy, Senior Lecturer.
2. Govt. Memo No.1709/TE.A1/2017, Higher Education (TE) Dept., Dt.27.04.2017.
3. From the Spl. CTE, AP, Lr.No.LS/OA 744/2017, Dt.13.11.2017 and 06.12.2017.
4. CA No.341/17 in OA No.744/2017, Dt.26.09.2017 filed by Sri D. Rama Sudhakara Ganga Swamy, Senior Lecturer.

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ORDER:

Sri D. Rama Sudhakara Ganga Swamy, Senior Lecturer, Govt. Polytechnic, Amadalavalasa, Srikakulam District filed O.A. No.744/2017 in the Hon'ble A.P. Administrative Tribunal, Hyderabad with a prayer to declare the action of the respondents in not considering him for promotion to the post of Head of Section on the ground that he do not possess first class in Post Graduation (PG) as per the new rules framed vide G.O.Ms.No.178, Higher Education (TE) Dept., Dt.09.12.2005 by ignoring the fact that the qualification required for promotion to the said post was only a P.G. in relevant discipline as on the date of appointment of the individual in terms of the old rules and not extending the benefit of relaxation of the qualification of first class in P.G. for promotion to the post of Senior Lecturer as conferred vide Memo No.310/TE.1/A2/09-4, Dated 3.8.2009 and insisting first class in PG for the promotion to the post of Head of Section by not extending the said benefit of relaxation / exemption.

2. In the reference first read above, the Hon'ble A.P. Administrative Tribunal passed orders in OA No.744/2017 Dated 23.3.2017 "to consider the case of the applicant, in terms of Memo No.310/TE.1/A2/09-4, Dt.3.8.2009, for grant of exemption from possessing 1st Class in P.G., for the purpose of promotion to the post of Head of Section. Appropriate orders in this regard shall be passed within a period of 8 weeks from the date of receipt of a copy of this order".

3. In the reference second read above, the Special Commissioner of Technical Education, A.P., was requested to examine and take necessary action as per rules on the above orders of Hon'ble A.P. Administrative Tribunal. The individual has filed CA No. 341/17 in the Hon'ble A.P. Administrative Tribunal.

4. The Spl. Commissioner of Technical Education, A.P, vide reference third read above, has informed that Govt. in Memo No.310/TE/A2/09-4, Higher Education (TE.1) Dept., dt:03.08.2009 issued orders to exempt the teacher from acquiring First Class in Degree and Post Graduate who at the time of their recruitment were in possession of only a Second Class in their Degree at Bachelor (in Engineering) or Master's level, (in Non Engineering) but met all the higher qualifications prescribed by AICTE at the time of their recruitment for promotion to the post of Senior Lecturer as they cannot appear again for the same Bachelor or Master's Degree examination to acquire First Class. The above Memo is not applicable for promotion to the posts of Heads of Sections. He has also stated that as per the special rules for A.P. Technical Education Service, issued in G.O.Ms.No.178, Higher Education (TE) Dept., Dated 09.12.2005 for promotion to the post of Head of Section in non-engineering branch, "One must have Ph.D. with first class Master's Degree in appropriate branch of study". Sri D. Rama Sudhakara Ganga Swamy, Senior Lecturer in Physics, is having M.Sc. in Physics with second class only.

5. Government after careful examination of the issue, decided, and accordingly, hereby relax the qualification of First Class Master Degree for promotion to the post of Head of Section as stipulated in G.O.Ms.No.178, Higher Education (TE) Dept., dt:09.12.2005 in respect of Sri D. Rama Sudhakara Ganga Swamy, Senior Lecturer in Physics, Govt. Polytechnic, Amadalavalasa, Srikakulam, for implementation of the orders of Hon'ble A.P. Administrative Tribunal, in OA No.744/2017, Dt.23.03.2017.

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6. The Special Commissioner of Technical Education, A.P. shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYANATH DAS
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Spl. Commissioner of Technical Education, A.P.,
ANR Towers, Prasadampadu, Vijayawada.
The Government Pleader for Education,
A.P. Administrative Tribunal, Hyderabad.
SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER